PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number Application Number 09/902.035 **TRANSMITTAL** Filing Date July 10, 2001 **FORM** First Named Inventor FORRESTER, Timothy D. JUL 1 6 2004 Art Unit 2684 (to be used for all correspondence after initial filing) **Examiner Name** TRINH, Tan H. Technology Certier 2600 Attorney Docket Number **UTL 00071** Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication to Technology Center (TC) Fee Transmittal Form Drawing(s) Appeal Communication to Board Fee Attached Licensing-related Papers of Appeals and Interferences Appeal Communication to TC **√** Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer **Extension of Time Request** Identify below): Return Receipt Postcard Request for Refund **Express Abandonment Request** CD, Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Lee Hsu, Esq. Reg. No. 39,716 Individual name KYÖCERA WIRELESS CORP Signature Date July 8, 2004 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Mail Stop Amendment Typed or printed name Shelley M. Callag Date July 8, 2004 Signature

This collection of information is required by 37 CFR(1,5 The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Attorney Decket No.: UTL 00071

1684 # 9A 8d 7/21/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): FORRESTER, Timothy D.

Application Serial No.: 09/902,035

Filed: July 10, 2001

Title: SYSTEM AND METHOD FOR

RECEIVING AND TRANSMITTING INFORMATION IN A MULTIPATH

ENVIRONMENT

Group Art Unit: 2684

Examiner: TRINH, Tan H.

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JUL 1 6 2004

Technology Center 2600

AMENDMENT AND RESPONSE TO OFFICE ACTION

MAIL STOP AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir/Madam:

In response to an Office Action dated April 9, 2004, please amend and reconsider the above-referenced application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 6 of this paper.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail on **July 8**, **2004** in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Signature